

**DISTRICT COURT OF THE VIRGIN ISLANDS
DIVISION OF ST. CROIX**

**HON. CLAUDE EARL WALKER, Attorney
General of the Virgin Islands of the United
States, in his official capacity; and the
GOVERNMENT OF THE VIRGIN ISLANDS
OF THE UNITED STATES,**

Petitioners,

v.

**AMERICAN EXPRESS CENTURION BANK
and AMERICAN EXPRESS BANK, FSP.,**

Respondents.

Civil Action No. 2018-0001

Attorneys:

Carol Thomas-Jacobs, Esq.,

St. Thomas, U.S.V.I.

David I. Ackerman, Esq.,

Washington, D.C.

For Petitioners

Chad C. Messier, Esq.,

St. Thomas, U.S.V.I.

David S. Lesser, Esq.,

New York, N.Y.

David W. Ogden, Esq.,

Washington, D.C.

For Respondents

ORDER

UPON CONSIDERATION of the Magistrate Judge's Report and Recommendation ("R&R") (Dkt. No. 20); "Respondents' Objections to Report And Recommendation" (Dkt. No. 22); Petitioners' Response thereto (Dkt. No. 34); and Respondents' Reply (Dkt. No. 35); and for the reasons set forth in the Memorandum Opinion filed contemporaneously herewith, it is hereby

ORDERED that the Magistrate Judge's R&R is **REJECTED**; and it is further

ORDERED that this Court shall retain jurisdiction over this case; and it is further

ORDERED that Petitioners shall have up to and including **October 2, 2020** within which to file supplemental briefing regarding the merits of their Petition, including any impact that the intervening proceedings in the New York state court system has on the matter; and it is further

ORDERED that Respondents shall have up to and including **October 16, 2020** within which to file their Response; and it is further

ORDERED that Petitioners shall have up to and including **October 23, 2020** within which to file any Reply.

SO ORDERED.

Date: September 17, 2020

_____/s/_____
WILMA A. LEWIS
Chief Judge